OCT 3 1 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re Application of:

David J. MANGELSDORF et al.

Group Art Unit:

1615

Serial No.: 09/460,292

Examiner:

J. Woitach

Filed: December 10, 1999

Atty. Dkt. No.: UTSD:596/SLH

For: COMPOSITIONS AND METHODS OF

MODULATING CHOLESTEROL

METABOLISM

CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. § 1.8

I hereby certify that this correspondence is being transmitted to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attn: Examilier Joseph Woltach, GAU 1632, facslmile number (703) 872-9306 on the date below:

October 31, 2003

Date

Steven A. Highlander

SECOND AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. §1.116

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-01450

Sir:

This is in response to the final Office Action mailed on April 9, 2003, in connection with the above-captioned application. The deadline for response is November 9, 2003, by virtue of the Notice of Appeal filed on July 9, 2003, and the enclosed Petition for Extension of Time (Two Months) and payment of fees. No other fees are believed due; however, should any other fees be due, applicants authorizes the Commissioner to debit Fulbright & Jaworski Deposit Acct. No. 55-1212/UTSD:596/SLH.

Amendments begin on page 2 of this paper; Remarks begin on page 7.